

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KEILE ALLEN, individually and on behalf of all others similarly situated,

Plaintiff,

-against-

FISHER-PRICE INC., a Delaware Corporation and MATTEL, INC., a Delaware Corporation, each separately and on behalf of all other entities similarly situated,

Defendants.

ECF CASE

Civil Action No. 07 CV 10401 (JSR)

NOTICE OF MOTION FOR  
PRO HAC VICE ADMISSION

10/15/06  
S.D. OF N.Y.  
FILED  
U.S. DISTRICT COURT  
10/15 PM 4:24

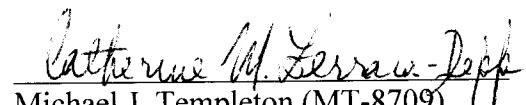
PLEASE TAKE NOTICE that, upon the accompanying Affidavit of Catherine M. Ferrara-Depp and the exhibits annexed thereto, Defendants Fisher-Price, Inc. and Mattel, Inc. will move this Court before the Honorable [to come], United States District Judge, Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, New York, 10007-1312, at a date and time to be determined by the Court, for an Order, in the form annexed hereto, granting the *pro hac vice* admission of Michael L. Rice to act as counsel for Fisher-Price, Inc. and Mattel, Inc. in this matter pursuant to Rule 1.3(c) of the Local Rules of the United States District Court for the Southern and Eastern Districts of New York and the Standing Order of this Court dated October 25, 2006.

The full contact information for Michael L. Rice is:

Michael L. Rice, Esq.  
JONES DAY  
2727 N. Harwood St.  
Dallas, TX 75201  
Phone: (214) 220-3939  
Fax: (214) 969-5100  
[mlrice@jonesday.com](mailto:mlrice@jonesday.com)

The requisite fee of \$25.00 is submitted herewith.

Dated: New York, New York  
January 15, 2008



Michael J. Templeton (MT-8709)  
Catherine M. Ferrara-Depp (CF-2329)  
JONES DAY  
222 East 41<sup>st</sup> Street  
New York, New York 10017  
212-326-3939  
Attorneys for Defendants  
Fisher-Price, Inc. and Mattel, Inc.

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

KEILE ALLEN, individually and on behalf of all others similarly situated,

Plaintiff,

-against-

FISHER-PRICE INC., a Delaware Corporation and MATTEL, INC., a Delaware Corporation, each separately and on behalf of all other entities similarly situated,

Defendants.

**ECF CASE**

**Civil Action No. 07 CV 10401 (JSR)**

**AFFIDAVIT OF CATHERINE M.  
FERRARA-DEPP IN SUPPORT  
OF MOTION FOR *PRO HAC  
VICE* ADMISSION OF  
MICHAEL L. RICE**

STATE OF NEW YORK )

)ss:

COUNTY OF NEW YORK )

Catherine M. Ferrara-Depp, being duly sworn, deposes and says:

1. I am a member of the bar of the State of New York and of this Court in good standing and associated with the law firm of Jones Day, attorneys for Defendants Fisher-Price, Inc. and Mattel, Inc. (collectively, "Defendants"). I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendants' application for an order granting Michael L. Rice *pro hac vice* admission to act as counsel for Defendants in this matter, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York and the Standing Order of this Court, dated October 25, 2006.

2. Michael L. Rice is a partner at the law firm of Jones Day and resident in the Dallas Office of Jones Day. He was admitted to practice before the Courts of the State of Texas on November 6, 1987 and is currently a member in good standing. He has never been disciplined and there are no pending disciplinary proceedings against him. Michael L. Rice is an

individual of high moral character. A Certificate of Good Standing issued by the Supreme Court of Texas, dated January 11, 2008, is annexed hereto as Exhibit A.

3. Pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I respectfully request that Michael L. Rice be permitted to appear *pro hac vice* to act as counsel for the Defendants Fisher-Price, Inc. and Mattel, Inc. in this matter.

4. The full contact information for Michael L. Rice is:

Michael L. Rice, Esq.  
JONES DAY  
2727 N. Harwood St.  
Dallas, TX 75201  
Phone: (214) 220-3939  
Fax: (214) 969-5100  
[mlrice@jonesday.com](mailto:mlrice@jonesday.com)

5. The requisite fee of \$25.00 for this motion is submitted herewith.

6. Because no novel issue of law is involved in this motion, I further request that this Court waive the requirement of a supporting memorandum of law pursuant to Rule 1.7 of the Rules of the United States District Courts for the Southern and Eastern Districts of New York.

7. Annexed hereto as Exhibit B is a proposed order granting this motion.

8. There has been no prior application in this matter for the relief requested herein.

9. I declare under penalty of perjury that the foregoing is true and correct.

WHEREFORE, it is respectfully requested that this Court grant Michael L. Rice *pro hac vice* admission to act as counsel to Defendants in this matter.

  
Catherine M. Ferrara-Depp

Sworn to before me this  
15th day of January, 2008

  
NOTARY PUBLIC  
JEAN M. RICCARDI  
NOTARY PUBLIC, State of New York  
No. 01FM4792829  
Qualified in Westchester County  
Cert. Filed in New York County  
Commission Expires May 20, 2010

# The Supreme Court of Texas

AUSTIN

CLERK'S OFFICE

I, **BLAKE HAWTHORNE**, Clerk of the Supreme Court of Texas, certify that the records of this office show that

**Michael Lyn Rice**

was duly admitted and licensed as an attorney and counselor at law by the Supreme Court of Texas on the 6th day of November, 1987.

I further certify that the records of this office show that, as of this date

**Michael Lyn Rice**

is presently enrolled with the State Bar of Texas as an active member in good standing.

IN TESTIMONY WHEREOF witness my hand  
and the seal of the Supreme Court of  
Texas at the City of Austin, this, the  
11th day of January, 2008.

BLAKE HAWTHORNE, Clerk

by Brad Sonego  
Brad Sonego, Deputy Clerk

No. 6431

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

KEILE ALLEN, individually and on behalf of all others similarly situated,

Plaintiff,

-against-

FISHER-PRICE INC., a Delaware Corporation and MATTEL, INC., a Delaware Corporation, each separately and on behalf of all other entities similarly situated,

Defendants.

**ECF CASE**

**Civil Action No. 07 CV 10401 (JSR)**

**ORDER FOR ADMISSION  
*PRO HAC VICE* ON  
WRITTEN MOTION**

Upon the motion of Defendants Fisher-Price, Inc. and Mattel, Inc. (collectively, "Defendants") and the affidavit of Catherine M. Ferrara-Depp in support;

**IT IS HEREBY ORDERED** that

Michael L. Rice, Esq.  
JONES DAY  
2727 N. Harwood St.  
Dallas, TX 75201  
Phone: (214) 220-3939  
Fax: (214) 969-5100  
[mlrice@jonesday.com](mailto:mlrice@jonesday.com)

is admitted to practice *pro hac vice* to act as counsel for Defendants Fisher-Price, Inc. and Mattel, Inc. in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronics Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov).

Dated: New York, New York  
January \_\_\_, 2008

United States District/Magistrate Judge

**CERTIFICATE OF SERVICE**

I, Catherine M. Ferrara-Depp, hereby certify that on January 15, 2008, a true and correct copy of the foregoing NOTICE OF MOTION FOR *PRO HAC VICE* ADMISSION and all exhibits annexed thereto was served by United States mail with sufficient postage to ensure delivery on the following:

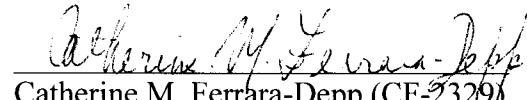
Steven M. Hayes  
Hanly Conroy Bierstein Sheridan Fisher & Hayes LLP  
112 Madison Avenue, 7<sup>th</sup> Floor  
New York, New York 10016

Lance A. Harke, P.A.  
Sarah Clasby Engel, P.A.  
Harke & Clasby LLP  
155 South Miami Ave., Suite 600  
Miami, Florida 33130

Ben Barnow  
Barnow and Associates, P.C.  
One North La Salle Street, Suite 4600  
Chicago, IL 60602

Aron D. Robinson  
The Law Office of Aron D. Robinson  
19 S. LaSalle Street, Suite 1300  
Chicago, IL 60603

Kenneth J. Brennan  
SimmonsCooper LLC  
707 Berkshire Blvd.  
East Alton, Illinois 62024

  
Catherine M. Ferrara-Depp (CF-2329)  
Jones Day  
222 East 41<sup>st</sup> Street  
New York, New York 10017  
(212) 326-3939